WP(C) 4359/2007

BEFORE

THE HON'BLE MR JUSTICE I.A.ANSARI

Heard Mr. BD Konwar, learned counsel for the petitioner, and Mr. MR Pathak, learned Standing Counsel, Education Department, appearing on behalf of the respondent Nos.1 and 2. Also heard Ms.R.Gogoi, learned Govt. Advocate, appearing on behalf of the remaining respondents.

The petitioner, who is headmaster and also the Secretary of the Managing Committee of Joradanga Kuchimara Arabic College, Dhubri, has come to this Court seeking, with the help of the present application made under Article 226 of the Constitution of India, limited directions from this Court in order to enable him to hold a fair, transparent and proper selection/election process for selecting/electing two representatives to the said Managing Committee out of the guardians of the students of the said College. The petitioner has, inter alia, prayed for directing the respondents to ensure that the conduct of selection/election, to be held, within the premises of the said College, on 31.08.2007, be not disturbed by entry of anyone other than the guardians of the students of the said College and the office-bearers of the Managing Committee of the said College. To the prayer so made by the petitioner, no objection has been raised on behalf of the respondents.

Considering the matter in its entirety and in the interest of justice, it is hereby directed that the respondents, particularly, respondent Nos.3 and 4, namely, Deputy Commissioner, Dhubri, and Superintendent of Police, Dhubri, respectively, shall ensure that the meeting, which may be held on 31.08.2007, within the premises of the said College, for the purpose of selecting/electing two representatives out of the guardians of the students of the said College, is not disturbed or obstructed by entry of any outsider.

With the observations made, and the directions given, this writ petition shall stand disposed of.

Furnish a copy of this order to the learned Govt. Advocate in order to inform the respondents/authorities concerned. Also furnish a copy of this order to the learned Standing Counsel, Education Department, so that the directions, given hereinabove, are complied with.